

FEED TONNAGE AND INSPECTION FEE REPORT

INSTRUCTIONS:

1. Complete business name, address and other information as required.
2. Complete a separate application for each facility or location conducting business in Montana. Copies of this form can be found at www.agr.mt.gov.
3. List by type of feed the number of tons sold. Section 80-9-206(1) MCA states: "An inspection fee must be paid on all commercial feeds, including customer formula feeds, except pet foods and specialty pet foods, distributed in the state..." Manufacturers of feed have the primary responsibility for paying inspection fees. Inspection fees must be paid on each commercial feed, including customer formula feeds and feed ingredients that are defined as commercial feeds even though they are used in the manufacture of other commercial feeds. Premixes prepared and used within a feed plant or transferred from one plant to another within the same organization are exempt.
4. Report due date. Section 80-9-206(2) MCA "Each person who holds a license as required in 80-9-201(1) shall:
 - a. file no later than January 31, 2005, an annual statement setting forth the number of tons of commercial feeds distributed in this state during the preceding calendar year (January 1 through December 31) and upon filing such a statement shall pay the inspection fee at the rate of \$0.18 per ton. **Inspection fees which have not been remitted to the department on or before the date stated above have a penalty fee of 10% with a minimum of \$10 added to the amount due.** The assessment of this penalty fee does not prevent the department from taking other action as provided in this chapter.
 - b. keep those records, which are necessary or are required by the department to indicate accurately the tonnage of commercial feed distributed in this state. The department may examine the records to verify statements of tonnage.
 - c. make accurate and prompt reports as required. Failure to do so is sufficient cause for the department to cancel or refuse to reissue a license.
5. Calculate the Tonnage Fee due and enclose a check covering payment.
6. Please sign, date and **return a copy of your report** along with the appropriate fees to the address listed on top of the form.
7. For questions concerning this form, call Lynn Jones, Licensing Section Supervisor, at (406) 444-5400 or Andy Gray, Feed Program Manager, at (406) 444-3730, or by e-mail at agr@mt.gov.

DEFINITIONS:

1. **COMMERCIAL FEED** - means all materials or combinations of materials that are distributed or intended for distribution for use as feed or for mixing in feed, unless the materials are specifically excluded by law. Unmixed whole seeds and physically altered entire unmixed seeds, when those seeds are not chemically changed or adulterated within the meaning of 80-9-204, are exempt. Also exempt are commodities such as hay, straw, stover, fodder, silage, cobs, husks, hulls, raw meats and individual chemical compounds or substances when those commodities, compounds, or substances are not intermixed with other materials and are not adulterated within the meaning of 80-9-204.
2. **GUARANTOR** - "means a person whose name and principal mailing address appear on the label and who guarantees the information contained on the label as required by 80-9-202, MCA. The person may or may not also be the manufacturer." (80-9-101, MCA)
3. **PET FOOD** - "means any commercial feed prepared and distributed for consumption by pets." (MCA 80-9-101)
4. **SPECIALTY PET FOOD** - means any commercial feed prepared and distributed for consumption by specialty pets such as any domesticated animal pet normally maintained in a cage or tank, including but not limited to gerbils, hamsters, canaries, psittacine birds, mynahs, finches, tropical fish, goldfish, snakes, and turtles.